

The Hon. Jamal N. Whitehead

UNITED STATES DISTRICT COURT FOR THE  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

UNITED STATES OF AMERICA,  
  
Plaintiff,  
  
v.  
  
DAJUAN WAYNE JACKSON,  
  
Defendant.

NO. CR23-175-JNW

**PRELIMINARY ORDER OF  
FORFEITURE**

THIS MATTER comes before the Court on the United States' Motion for a Preliminary Order of Forfeiture (the "Motion") seeking to forfeit, to the United States, Defendant Dajuan Wayne Jackson's interest in the following property (the "Subject Property"):

1. 27 rounds of Sellier & Bellot, 9x19 ammunition;
2. One Anderson Manufacturing Model AM-15 multi-caliber rifle, and any associated ammunition; and
3. 16 rounds of Lake City rifle ammunition.

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1 The Court, having reviewed the United States' Motion, as well as the other papers  
 2 and pleadings filed in this matter, hereby FINDS that a Preliminary Order of Forfeiture is  
 3 appropriate because:

- 4 • The 27 rounds of Sellier & Bellot, 9x19 ammunition, are forfeitable  
 5 pursuant to 18 U.S.C. § 924(d)(1), by way of 28 U.S.C. § 2461(c), as they  
 6 were involved in Defendant's commission of *Unlawful Possession*  
 7 *Ammunition*, in violation of 18 U.S.C. § 922(g)(1) (Count 1); and
- 8 • The Anderson Manufacturing Model AM-15 multi-caliber rifle, and any  
 9 associated ammunition, as well as the 16 rounds of Lake City rifle  
 10 ammunition, are forfeitable pursuant to 18 U.S.C. § 924(d)(1), by way of  
 11 28 U.S.C. § 2461(c), as this property was involved in Defendant's  
 12 commission of *Unlawful Possession of a Firearm and Ammunition*, in  
 13 violation of 18 U.S.C. § 922(g)(1) (Count 2).

14  
 15 NOW, THEREFORE, THE COURT ORDERS:

16 1) Pursuant to 18 U.S.C. § 924(d)(1), by way of 28 U.S.C. § 2461(c), and  
 17 Defendant's Notice of Intent to Plead Guilty and his guilty pleas to Counts 1 and 2 (Dkt.  
 18 Nos. 20, 22), Defendant's interest in the Subject Property is fully and finally forfeited, in  
 19 its entirety, to the United States;

20 2) Pursuant to Fed. R. Crim. P. 32.2(b)(4)(A)-(B), this Preliminary Order will  
 21 be final as to Defendant at the time he is sentenced, it will be made part of the sentence,  
 22 and it will be included in the judgment;

23 3) The Department of Justice, Bureau of Alcohol, Tobacco, Firearms, and  
 24 Explosives, and/or its authorized agents or representatives shall maintain the Subject  
 25 Property in its custody and control until further order of this Court;

26 4) Pursuant to Fed. R. Crim. P. 32.2(b)(6) and 21 U.S.C. § 853(n), the  
 27 United States shall publish notice of this Preliminary Order and its intent to dispose of the

1 Subject Property as permitted by governing law. The notice shall be posted on an official  
 2 government website – currently [www.forfeiture.gov](http://www.forfeiture.gov) – for at least thirty (30) days. For  
 3 any person known to have alleged an interest in the property, the United States shall, to  
 4 the extent possible, provide direct written notice to that person. The notice shall state that  
 5 any person, other than the Defendant, who has or claims a legal interest in the property  
 6 must file a petition with the Court within sixty (60) days of the first day of publication of  
 7 the notice (which is thirty (30) days from the last day of publication), or within thirty (30)  
 8 days of receipt of direct written notice, whichever is earlier. The notice shall advise all  
 9 interested persons that the petition:

- 10 a. shall be for a hearing to adjudicate the validity of the petitioner's
- 11 alleged interest in the Subject Property;
- 12 b. shall be signed by the petitioner under penalty of perjury; and,
- 13 c. shall set forth the nature and extent of the petitioner's right, title, or
- 14 interest in the Subject Property, as well as any facts supporting the
- 15 petitioner's claim and the specific relief sought.

16 5) If no third-party petition is filed within the allowable time period, the  
 17 United States shall have clear title to the Subject Property, and this Preliminary Order  
 18 shall become the Final Order of Forfeiture as provided by Fed. R. Crim. P. 32.2(c)(2);

19 6) If a third-party petition is filed, upon a showing that discovery is necessary  
 20 to resolve factual issues it presents, discovery may be conducted in accordance with the  
 21 Federal Rules of Civil Procedure before any hearing on the petition is held. Following  
 22 adjudication of any third-party petitions, the Court will enter a Final Order of Forfeiture,  
 23 pursuant to Fed. R. Crim. P. 32.2(c)(2) and 21 U.S.C. § 853(n), reflecting that  
 24 adjudication; and,

25  
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1           7)     The Court will retain jurisdiction for the purpose of enforcing this  
2 Preliminary Order, adjudicating any third-party petitions, entering a Final Order of  
3 Forfeiture, and amending the Preliminary Order or Final Order as necessary pursuant to  
4 Fed. R. Crim. P. 32.2(e).

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6           IT IS SO ORDERED.

7           DATED this 2nd day of April, 2024.  
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11           Jamal N. Whitehead  
12           United States District Judge  
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18 Presented by:

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